ORDINANCE NO. 12

Series, 1964

AN ORDINANCE AUTHORIZING THE CITY OF ELGIN, UNION COUNTY, OREGON, TO ENTER INTO AN AGREEMENT WITH VAUGHN BOSWELL AND FRIEDA BOSWELL, HUSBAND AND WIFE, BY THE TERMS OF WHICH SAID CITY SHALL FURNISH CITY WATER TO THE BOSWELLS AT THE MINIMUM RATE IN CONSIDERATION OF BOSWELLS' CONVEYING TO THE CITY CERTAIN WATER RIGHTS AND DITCH RIGHTS APPURTENANT TO CERTAIN REAL PROPERTY SITUATED WITHIN SAID CITY, AND DECLARING AN EMERGENCY.

THE CITY OF ELGIN ORDAINS AS FOLLOWS:

Section 1.

That the Mayor, Lloyd C. Spikes, and the City Recorder, Ethel J. Hunt, be and they are hereby authorized and empowered to enter into and execute a written instrument designated and entitled a conveyance by the terms of which Vaughn Boswell and Frieda Boswell, husband and wife, as grantors, convey and transfer to the City, permanently and perpetually, all water rights, all ditch rights, all easements, and rights-of-way for ditches appurtenant to or belonging to the following described real property, to-wit:

> Lots numbered one (1), two (2), three (3), four (4), five (5), six (6), seven (7), and eight (8), in Block numbered thirteen (13) of North Elgin, according to the recorded plat thereof. Situate in the town of Elgin, Union County, Oregon.

And in consideration of said conveyance and transfer, said City, by the terms of said agreement, will covenant and agree to furnish to the said Vaughn Boswell and Frieda Boswell, or either of them, city water from said City's municipal domestic water system at the minimum rate charged by the City to any user thereof, for such period of time as the said Boswells, or either of them, occupy and reside in and upon the above described premises, up to and including their lifetime, and the lifetime of the survivor of them.

Section 2.

Whereas, it is necessary for the proper maintenance of the streets of the City of Elgin that said City acquire the ditch rights and water rights above described in order to divert the same to eliminate floodings of said streets, now, therefore, an emergency is hereby declared to exist, and this ordinance shall take effect on the date of its passage by the Council and its approval by the Mayor.

PASSED this 13th day of October, 1964.

APPROVED this 13th day of October, 1964.

Lloyd C. Spikes
Mayor

ATTESTED and filed this
13th day of October, 1964.

Ethel J. Hunt
City Recorder